

AN ORDINANCE amending the Thoroughfare
Plan of the City Comprehensive ("Master")
Plan by vacating a dedicated plat.

WHEREAS, a petition to vacate a dedicated plat within
the City of Fort Wayne (as more specifically described
below) was duly filed with the City Planning Commission; and

WHEREAS, said Commission has duly forwarded its
recommendation to this body approving said petition, all in
accordance with I.C. 36-7-4-512(2) and this body having
held a public hearing on said vacation as provided in
I.C. 36-7-3-12; and

WHEREAS, said body concurs in the recommendation of
the City Planning Commission.

WHEREAS, in "Section 1." a scrivener's error stating "a
public alley" instead of "a dedicated plat", as stated
elsewhere in the ordinance was made, this amended ordinance
is being submitted to correct said scrivener's error.

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF
THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the petition filed herein to vacate a
dedicated plat within the City of Fort Wayne, more specifi-
cally described as follows, to-wit:

Part of the East Half of the Southwest Quarter of
Section 27, Township 31 North, Range 12 East, Allen
County, Indiana, more particularly described as
follows, to-wit:

Commencing at the Northeast corner of said Southwest
Quarter; thence South 00 degrees 13 minutes East (deed
bearing and is used as the basis for the bearings in
this description), a distance of 419.7 feet; thence
North 90 degrees 00 minutes West, a distance of 634.1
feet; thence South 00 degrees 13 minutes East, a
distance of 19.9 feet; thence North 90 degrees 00
minutes West, a distance of 34.2 feet to the true
point of beginning; thence North 90 degrees 00 minutes
West, a distance of 604.0 feet to a point situated
40.0 feet East of the centerline of Harris Road;
thence South 00 degrees 13 minutes East and parallel
to said centerline, a distance of 400.0 feet; thence

South 90 degrees 00 minutes East, a distance of 664.0 feet; thence North 00 degrees 13 minutes West, a distance of 200.0 feet; thence North 90 degrees 00 minutes West, a distance of 60.0 feet; thence North 00 degrees 13 minutes West, a distance of 200.0 feet to the true point of beginning, containing 5.822 acres of land, subject to all easements of record,

and which vacating amends the Thoroughfare Plan of the City Comprehensive ("Master") Plan and is hereby approved in all respects.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage, any and all necessary approval by the Mayor.


COUNCILMEMBER

APPROVED AS TO FORM AND LEGALITY:


BRUCE O. BOXBERGER, CITY ATTORNEY

**Public hearing to be held on _____,
the _____ day of _____ 1986, in the
Council Chambers.

Sandra E. Kennedy, City Clerk

FOX RIVER BOND
25% COTTON

Read the first time in full and on motion by East
seconded by Stier, and duly adopted, read the second time
by title and referred to the Committee Regulations (and the City
Plan Commission for recommendation) and Public Hearing to be held after
due legal notice, at the Council Chambers, City-County Building, Fort Wayne,
Indiana, on _____, the _____ day of _____,
19____, at _____ o'clock _____ M., 19____

DATE: 10-14-86

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by East
seconded by Redd, and duly adopted, placed on its
passage. PASSED (LOST) by the following vote:

| | <u>AYES</u> | <u>NAYS</u> | <u>ABSTAINED</u> | <u>ABSENT</u> | <u>TO-WIT:</u> |
|--------------------|-------------|-------------|------------------|---------------|----------------|
| <u>TOTAL VOTES</u> | <u>8</u> | _____ | _____ | <u>1</u> | _____ |
| <u>BRADBURY</u> | <u>✓</u> | _____ | _____ | _____ | _____ |
| <u>BURNS</u> | <u>✓</u> | _____ | _____ | _____ | _____ |
| <u>EISBART</u> | <u>✓</u> | _____ | _____ | _____ | _____ |
| <u>GIAQUINTA</u> | <u>✓</u> | _____ | _____ | _____ | _____ |
| <u>HENRY</u> | <u>✓</u> | _____ | _____ | _____ | _____ |
| <u>REDD</u> | <u>✓</u> | _____ | _____ | _____ | _____ |
| <u>SCHMIDT</u> | <u>✓</u> | _____ | _____ | _____ | _____ |
| <u>STIER</u> | <u>✓</u> | _____ | _____ | _____ | _____ |
| <u>TALARICO</u> | _____ | _____ | _____ | <u>✓</u> | _____ |

DATE: 10-28-86

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort
Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL)

(SPECIAL) (ZONING MAP) ORDINANCE (RESOLUTION) NO. D-36-86

on the 28th day of October, 1986

ATTEST:

(SEAL)

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

James Stier
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana,
on the 29th day of October, 1986

at the hour of 11:00 o'clock 9 M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

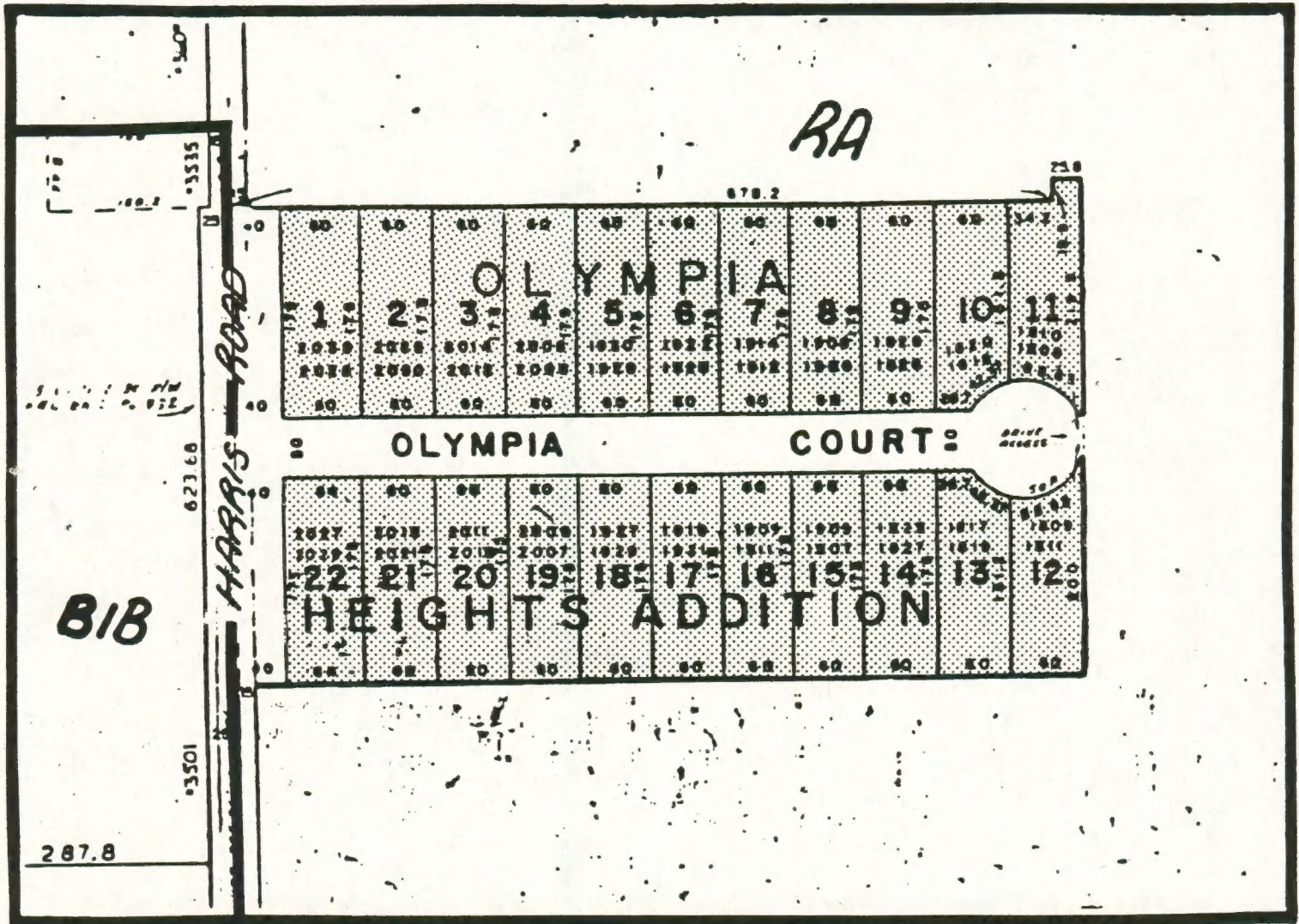
Approved and signed by me this 31 day of October
1986, at the hour of 4:00 o'clock P M., E.S.T.

Win Moses, Jr.
WIN MOSES, JR., MAYOR

A PETITION TO VACATE THE DESCRIBED ADDITION.

MAP NO J-22

COUNCILMANIC DISTRICT NO. 3



Zoning:

Land Use:

RA RESIDENCE 'A'

BIB LIMITED BUSINESS 'B'

Scale: 1" = 150'

22 Date: 10-28-85



ORIGINAL

Admn. Appr. _____

COUNCILMANIC DISTRICT No. _____

DIGEST SHEET

ORIGINAL

TITLE OF ORDINANCE _____ Plat Vacation Ordinance

DEPARTMENT REQUESTING ORDINANCE _____ Land Use Management - CD&P

SYNOPSIS OF ORDINANCE _____ Olympia Heights Plat

9-86-10-17

EFFECT OF PASSAGE There is a scrivener's error in the original ordinance. The owners are selling the property and insuring the title to the buyer. The title insurance underwriter has told their local agent, Three Rivers Title Company, that they will not insure the title over this error and therefore, the title as it stands is not marketable because of this error.

EFFECT OF NON-PASSAGE Property will not be able to be insured as the ordinance now reads. The error will place an unnecessary hardship on owner.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) _____

(ASSIGN TO COMMITTEE (J.N.) _____

BILL NO. G-86-10-17

REPORT OF THE COMMITTEE ON REGULATIONS

WE, YOUR COMMITTEE ON REGULATIONS TO WHOM WAS
REFERRED AN (ORDINANCE) (~~XXXXXXXXXX~~) amending the Thoroughfare
Plan of the City Comprehensive ("Master") Plan by vacating a
dedicated plat

HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION AND BEG
LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID (ORDINANCE)
(~~RESOLUTION~~)

YES

NO

BEN A. EISBART
CHAIRMAN

JANET G. BRADBURY
VICE CHAIRWOMAN

DONALD J. SCHMIDT

THOMAS C. HENRY

CHARLES B. REDD

CONCURRED IN 10-28-86

SANDRA E. KENNEDY
CITY CLERK